IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

Criminal Application No. 2973 of 2005

The State of Maharashtra. .Applicant

vs

B.K. Kadam and ors. ..Respondents

Smt V.R.Bhonsale, Addl Public Prosecutor for State

Mr. H.S.Venegaonkar for the respondents.

CORAM:V.G.PALSHIKAR, Acg, C.J.&
Smt. NISHITA MHATRE J.

DATE:AUGUST 30, 2006.

P.C.:-

Heard the learned Additional Public Prosecutor on merits of the case.

The respondents were charged for offences under sections 498A, 304B and 306 read with section 34 of I.P.C. The incident took place within one year or thereabout of the marriage. In our opinion, this is a fit case where reappreciation of the evidence resulting in acquittal is necessary. Hence leave to appeal is granted. The respondents are represented, therefore, no action under section 390 of the Criminal

Procedure Code is necessary. The respondents are directed to furnish bonds in the sum of Rs.10,000/- with two sureties to the Sessions Court, Satara within a period of 8 weeks from today.